



1754
Igw
41

ATTORNEY DOCKET NO.
1321-P034US

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Richard E. Smalley et al.

Group Art Unit: 1754

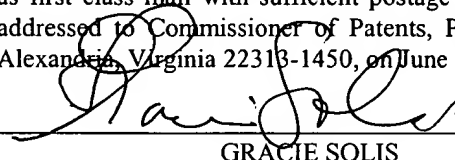
Serial No.: 09/935,493

Filed: August 23, 2001

Title: POLYMER-WRAPPED SINGLE WALL
CARBON NANOTUBES

CERTIFICATE OF MAILING

I hereby certify that this Second Supplemental Information Disclosure Statement with SB/08 A-B (Form 1449) and (2) references are being deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on June 9, 2004.


GRACIE SOLIS

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

Dear Sir:

This Second Supplemental Information Disclosure Statement is being submitted in connection with the above-identified application for patent. Applicant submits herewith patents, publications or other information of which they are aware, which it believes may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

While this Second Supplemental Information Disclosure Statement may be "material" pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Second Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 C.F.R. § 1.98(a)(1).

ATTORNEY DOCKET NO.
11321-P034US

PATENT

A copy of each of the items identified on the attached Form PTO-1449 is supplied herewith, except for the pending patent applications, for which no copies are being submitted.

Applicant believes that the mailing of a first Office Action on the merits has not occurred in this Application. Furthermore, no item of information contained in this Second Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this Second Supplemental Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Second Supplemental Information Disclosure Statement. Accordingly, Applicant believes that no fee is due at this time. 37 C.F.R. §§ 1.97(b)(3), (c)(1) and (e)(2). However, the Commissioner is hereby authorized to charge any fees to the Deposit Account No. 23-2426 (11321-P034US).

Respectfully submitted,

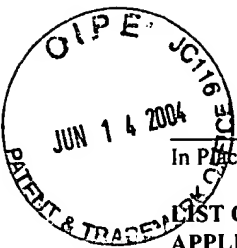
By: 

Ross Spender Garsson
Reg. No. 38,150

WINSTEAD SECHREST & MINICK P.C.
P.O. Box 50784
Dallas, Texas 75201
Telephone: (512)370-2870
Facsimile: (512)370-2850

ATTORNEYS FOR APPLICANT

AUSTIN_1\251946\1
11321-P034US 06/07/2004



In Place of FORM PTO-1449 (Modified)

**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANTS' INFORMATION DISCLOSURE
STATEMENT**

Serial Number: 09/935,493
Applicants: Richard E. Smalley et al.
Filing Date: August 23, 2001
Group: 1754
Atty. Docket Number: 11321-P034US

Reference Designation

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
____AAA	6,630,772 B1	10/07/2003	Bower et al.	313	311	
____ABA	US 2003/0075682 A1	04/24/2003	Colbert et al.	250	306	
____ACA						

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes No
____ADA						
____AEA						
____AFA						

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner
Initial

____AGA
____AHA
____AIA
____AJA

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

AUSTIN_1\251939\1
11321-P034US 06/07/2004